

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

JACK M. DEMPSEY

Petitioner

-vs-

DAVID BOBBY, WARDEN

Respondent

: CASE NO. 1:01 CV 2443
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: JUDGMENT ENTRY
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UNITED STATES DISTRICT JUDGE LESLEY WELLS

This Court, having contemporaneously entered its Memorandum of Opinion and Order accepting the report and recommendation of the Magistrate Judge and granting petitioner a conditional writ of habeas corpus, hereby conditionally grants petitioner Jack M. Dempsey a writ of habeas corpus that will result in the vacation of his conviction and sentence unless the State of Ohio commences a new trial against him within 120 days after this judgment becomes final.

IT IS SO ORDERED.

/s/ Lesley Wells
UNITED STATES DISTRICT JUDGE

Dated: 12 August 2005